

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

California Building Industry Association and
Utility Services & Electric, Inc.,

Complainants,

vs.

Pacific Gas and Electric Company (U 39 M),

Defendant.

Case 03-01-015
(Filed January 17, 2003)

**ADMINISTRATIVE LAW JUDGE'S RULING
EXTENDING TIME FOR ANSWER**

On February 21, 2003, Jeffrey Gray, representing Utility Services & Electric, Inc. (US&E), complainant, and Stephen L. Garber, representing Pacific Gas and Electric Company (PG&E), defendant, jointly contacted the Administrative Law Judge assigned to this proceeding by telephone. They indicated that US&E will be dismissing its complaint without prejudice with the expectation that the complaint will be refiled after further inquiry concerning any applicable Bankruptcy Court stay order protective of PG&E. The complaint of California Building Industry Association previously has been dismissed; and there are no other parties to the proceeding.

Gray and Garber jointly moved that the deadline for PG&E's response, now scheduled for on or about February, 28, 2003, be extended to allow the

processing of the dismissal. They also asked that the Prehearing Conference, now scheduled for March 18, 2003, be vacated.

IT IS RULED that:

1. Pursuant to Rule 13, Commission Rules of Practice and Procedure (April 2000), PG&E is granted an extension of thirty days in which to answer the complaint herein so as to allow time for the dismissal of the complaint.
2. Counsel for US&E and PG&E shall submit a written stipulation requesting the dismissal, without prejudice, of US&E's complaint.
3. The Prehearing Conference of March 18, 2003, is vacated.

Dated February 24, 2003, at San Francisco, California.

/s/ JOHN E. THORSON

John E. Thorson
Administrative Law Judge

CERTIFICATE OF SERVICE

I certify that I have by mail, and by electronic mail, to the parties to which an electronic mail address has been provided, this day served a true copy of the original attached Administrative Law Judge's Ruling Extending Time for Answer in this proceeding or their attorneys of record.

Dated February 24, 2003, at San Francisco, California.

/s/ CLAIRE JOHNSON
Claire Johnson

N O T I C E

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to ensure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.

The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. To verify that a particular location is accessible, call: Calendar Clerk (415) 703-1203.

If specialized accommodations for the disabled are needed, e.g., sign language interpreters, those making the arrangements must call the Public Advisor at (415) 703-2074, TTY 1-866-836-7825 or (415) 703-5282 at least three working days in advance of the event.